

**\*\*\* PUBLIC DOCKET \*\*\***

**U.S. District Court  
Southern District of Indiana (Terre Haute)  
CIVIL DOCKET FOR CASE #: 2:21-cv-00376-JRS-MG**

COLEMAN v. TIERNEY et al  
Assigned to: Judge James R. Sweeney II  
Referred to: Magistrate Judge Mario Garcia  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 10/04/2021  
Jury Demand: Plaintiff  
Nature of Suit: 555 Prisoner Petitions -  
Prison Condition  
Jurisdiction: Federal Question

**Plaintiff****ROBERT D. COLEMAN**

represented by **ROBERT D. COLEMAN**  
179553  
WESTVILLE - CF  
WESTVILLE CORRECTIONAL  
FACILITY  
Inmate Mail/Parcels  
5501 South 1100 West  
WESTVILLE, IN 46391  
PRO SE

V.

**Defendant****S. TIERNEY**

represented by **John Oosterhoff**  
Office of Indiana Attorney General  
302 W Washington St  
5th Floor  
Indianapolis, IN 46204  
815-549-4493  
Email: john.oosterhoff@atg.in.gov  
*ATTORNEY TO BE NOTICED*

**Julie Tront**  
Office of Indiana Attorney General  
302 West Washington Street  
Indianapolis, IN 46204  
812-989-5822  
Email: julie.tront@atg.in.gov  
*ATTORNEY TO BE NOTICED*

**Defendant****C. WAINMAN**

represented by **John Oosterhoff**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Julie Tront**

(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant****LAFARE**

represented by **John Oosterhoff**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

**Julie Tront**  
 (See above for address)  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
10/04/2021	<u>1</u>	COMPLAINT against LAFARE, S. TIERNEY, C. WAINMAN, filed by ROBERT D. COLEMAN. (No fee paid with this filing) (Attachments: # <u>1</u> Exhibits)(KAA) (Entered: 10/04/2021)
10/04/2021	<u>2</u>	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Exhibit)(KAA) (Entered: 10/04/2021)
10/04/2021	<u>3</u>	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. Copy mailed to plaintiff. (KAA) (Entered: 10/04/2021)
10/04/2021	<u>4</u>	NOTICE of Change of Address for ROBERT D. COLEMAN. (Current address, WCF, already in system.) (KAA) (Entered: 10/05/2021)
10/05/2021	<u>5</u>	NOTICE to Pro se Litigant - The following information is provided to pro se litigants to inform them about rules and procedures governing how they communicate with the Court. Copy distributed to Plaintiff via US Mail. (TMC) (Entered: 10/05/2021)
10/06/2021	<u>6</u>	ORDER granting <u>2</u> Motion for Leave to Proceed in forma pauperis to the extent that the plaintiff is assessed an initial partial filing fee of Nine Dollars and Seventeen Cents (\$9.17). The plaintiff shall have through November 8, 2021, in which to pay this sum to the clerk of the district court. Copy to plaintiff via US Mail. Signed by Judge James R. Sweeney II on 10/6/2021. (KAA) (Entered: 10/06/2021)
11/15/2021	<u>7</u>	ENTRY REGARDING INITIAL PARTIAL FILING FEE - Mr. Coleman shall have through December 15, 2021, to pay the initial partial filing fee or explain why doing so is not possible. The failure to do so by this date will result in the dismissal of this action without further warning. Copy sent to plaintiff via US Mail. Signed by Judge James R. Sweeney II on 11/15/2021.(TPS) (Entered: 11/16/2021)
11/15/2021	<u>8</u>	MOTION for Extension of Time to File Partial Filing Fee, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(TPS) (Entered: 11/16/2021)
11/17/2021	<u>9</u>	RECEIPT #IP076792 for Initial civil filing fee in the amount of \$9.17, paid by Plaintiff. (LMK) (Entered: 11/17/2021)
11/17/2021	<u>10</u>	ORDER granting <u>8</u> Motion for Extension of Time to File Partial Filing Fee. Plaintiff shall have through December 15, 2021 to pay the initial partial filing fee of Nine Dollars and Seventeen Cents (\$9.17) to the clerk of the district court. Copy sent to plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 11/17/2021. (TPS) (Entered: 11/17/2021)
12/06/2021	<u>11</u>	NOTICE re <u>10</u> Order on Motion for Extension of Time to File, filed by Plaintiff ROBERT D. COLEMAN, (Attachments: # <u>1</u> Envelope) (KAA) (Entered: 12/06/2021)

12/08/2021	<u>12</u>	PLEASE DISREGARD RECEIPT #IP077045 for partial filing fee in the amount of \$9.17, paid by ROBERT COLEMAN. (DJH) Modified on 12/27/2021 (NLR). (Entered: 12/08/2021)
12/28/2021	<u>13</u>	ORDER Directing Monthly Payments be made from Prison Account of ROBERT COLEMAN. Plaintiff's custodian is directed to withhold sums from the inmate trust account of ROBERT D. COLEMAN, 179553, and to forward such sums to the Clerk of this Court. A copy of this Order shall be sent to plaintiff and to plaintiff's custodian. (SEE ORDER.) Signed by Magistrate Judge Mario Garcia on 12/28/2021.(TPS) (Entered: 12/28/2021)
02/11/2022	<u>14</u>	MOTION Requesting Status of Case, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(TPS) (Entered: 02/11/2022)
03/01/2022	<u>15</u>	ORDER SCREENING COMPLAINT, DISMISSING INSUFFICIENT CLAIMS, AND DIRECTING SERVICE OF PROCESS - The claims identified in Part III include all the viable claims identified by the Court. All other claims are dismissed. If Mr. Coleman believes that additional claims were alleged in the complaint, but not identified by the Court, he shall have through March 29, 2022, to identify those claims. The clerk is directed to issue service of process to defendants Officers Tierney, Wainman, and Lafare in the manner specified in Part IV. Mr. Coleman's motion for requesting case status, dkt. <u>14</u> , is granted to the extent that the Court has now screened his complaint in accordance with this Order. Copy to plaintiff via US Mail. Signed by Judge James R. Sweeney II on 3/1/2022. (KAA) (Entered: 03/02/2022)
03/02/2022	<u>16</u>	NOTICE of Lawsuit & Waiver Issued by Clerk upon: 1) S. Tierney; 2) C. Wainman; and 3) Lafare. (KAA) (Entered: 03/02/2022)
03/02/2022	<u>17</u>	Documents to be Sent via Electronic Notice - re <u>16</u> NOTICE of Lawsuit & Waiver Issued by Clerk, <u>15</u> Order on Motion, <u>1</u> Complaint Electronic Notice to IDOC. (KAA) (Entered: 03/02/2022)
03/07/2022	<u>18</u>	AMENDED COMPLAINT against LAFARE, S. TIERNEY, C. WAINMAN, filed by ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(AAS) (Main Document 18 replaced on 3/8/2022) (AAS). (Entered: 03/08/2022)
03/07/2022	<u>19</u>	MOTION to Add Supplemental Exhibit to Complaint, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Envelope)(TPS) (Entered: 03/08/2022)
03/14/2022	<u>20</u>	Correspondence REQUESTING COPY of Case Docket Sheet, filed by ROBERT D. COLEMAN. Copy/Copies provided via US Mail. (Attachments: # <u>1</u> Public Docket Sheet, # <u>2</u> Envelope) (TPS) (Entered: 03/15/2022)
03/23/2022	<u>21</u>	NOTICE of Appearance by Virginia Marso on behalf of Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Marso, Virginia) (Entered: 03/23/2022)
03/23/2022	<u>22</u>	WAIVER OF SERVICE Returned Executed, filed by LAFARE, C. WAINMAN, S. TIERNEY. C. WAINMAN waiver sent on 3/2/2022; S. TIERNEY waiver sent on 3/2/2022; LAFARE waiver sent on 3/2/2022. (Marso, Virginia) Modified on 3/24/2022 to correct docket text (TPS). (Entered: 03/23/2022)
04/29/2022	<u>23</u>	NOTICE of Substitution of Appearance by Matthew Jacob Goldsmith replacing <i>Virginia T. Marso</i> on behalf of LAFARE, S. TIERNEY, C. WAINMAN (Goldsmith, Matthew) (Entered: 04/29/2022)
04/29/2022	<u>24</u>	NOTICE of Parties' First Extension of Time re Filing a response to pleading defined by Fed. R. Civ. P. 7(a), filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Goldsmith, Matthew) (Entered: 04/29/2022)

05/26/2022	<u>25</u>	ORDER SCREENING AMENDED COMPLAINT - Mr. Coleman's Eighth Amendment excessive force claims shall proceed against Officers Tierney, Wainman, and Lafare. His failure to protect claims shall proceed against Officers Wainman and Lafare. All other claims are dismissed. Mr. Coleman's motion to add a one-page medical record as an exhibit to his amended complaint, dkt. <u>19</u> , is granted. The defendants have appeared in this action and are represented by counsel. They shall respond to the amended complaint by June 8, 2022. Copy to plaintiff via US Mail. Signed by Judge James R. Sweeney II on 5/26/2022. (KAA) (Entered: 05/26/2022)
05/26/2022	<u>26</u>	NOTICE of Substitution of Appearance by Julie Tront replacing <i>Matthew J. Goldsmith</i> on behalf of LAFARE, S. TIERNEY, C. WAINMAN (Tront, Julie) (Entered: 05/26/2022)
05/26/2022	<u>27</u>	<i>DEFENDANTS' STATEMENT OF DEFENSES AND ANSWER</i> to <u>1</u> Complaint , filed by LAFARE, S. TIERNEY, C. WAINMAN.(Tront, Julie) (Entered: 05/26/2022)
06/15/2022	<u>28</u>	RESPONSE to <u>27</u> DEFENDANTS' STATEMENT OF DEFENSES, filed by Plaintiff ROBERT D. COLEMAN. (TPS) (Entered: 06/15/2022)
06/15/2022	<u>29</u>	LETTER to the Court from ROBERT D. COLEMAN. (TPS) (Entered: 06/15/2022)
06/21/2022	<u>30</u>	MOTION for Subpoena, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(JRB) (Entered: 06/21/2022)
06/28/2022	<u>31</u>	Entry Directing Development of Exhaustion Defense and Issuing Partial Stay - The defendants' exhaustion defense will be resolved pursuant to the following schedule. The defendants shall have through August 9, 2022, in which to either: SEE ORDER. The failure to pursue any of these options by the above deadline constitutes an abandonment of the exhaustion defense. Copy to plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 6/28/2022.(KAA) (Entered: 06/28/2022)
07/01/2022	<u>32</u>	MOTION to Produce, filed by Plaintiff ROBERT D. COLEMAN. (KAA) (Entered: 07/01/2022)
07/21/2022	<u>33</u>	MOTION Requesting Issuance of Subpoena, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(TPS) (Entered: 07/21/2022)
08/02/2022	<u>34</u>	ORDER - Mr. Coleman has filed two motions for subpoenas and a motion to compel the production of evidence from the defendants. These motions all seek video, audio, and photographs from an interview Mr. Coleman had with Indiana Department of Correction Investigations and Intelligence officers the day after the alleged assault. Because the evidence described in these motions is unrelated to Mr. Coleman's exhaustion defense, these motions, dkt. <u>30</u> , <u>32</u> , and <u>33</u> , are denied without prejudice. If Mr. Coleman believes this evidence may be relevant to discovery on the exhaustion defense, or if he defeats the exhaustion defense and this case proceeds to merits discovery, he may file a motion to reconsider this Order. Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 8/2/2022. (TPS) (Entered: 08/03/2022)
08/08/2022	<u>35</u>	Correspondence REQUESTING COPY of Case Docket Sheet, filed by ROBERT D. COLEMAN. Copy/Copies provided via US Mail. (Attachments: # <u>1</u> Public Docket Sheet, # <u>2</u> Envelope) (TPS) (Entered: 08/08/2022)
08/09/2022	<u>36</u>	NOTICE of Withdrawal of Exhaustion Defense, filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN (Tront, Julie) (Entered: 08/09/2022)
08/12/2022	<u>37</u>	ORDER SETTING PRETRIAL SCHEDULE AND DISCUSSING DISCOVERY IN PRISONER LITIGATION: This Order sets the schedule for how this action shall





		proceed. Part I sets forth the pretrial deadlines. Part II discusses various aspects of discovery. Facilitating the discovery process can be difficult, and this Order is issued in an effort to help explain and streamline the process for the parties. The parties should carefully read this Order. *SEE ORDER FOR ADDITIONAL INFORMATION*. Dispositive Motions due by 3/13/2023. Discovery due by 2/13/2023. Copy to plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 8/12/2022.(KAA) (Entered: 08/12/2022)
08/24/2022	<u>38</u>	Correspondence REQUESTING COPY of Case Document(s) re <u>1</u> Complaint, filed by ROBERT D. COLEMAN. Copy/Copies provided via US Mail. (Attachments: # <u>1</u> Copy of Dkt. <u>1</u> ) (TPS) (Entered: 08/24/2022)
08/24/2022	<u>39</u>	MOTION for Reconsideration of Request for Subpoena, filed by Plaintiff ROBERT D. COLEMAN. (JRB) (Entered: 08/24/2022)
09/06/2022	<u>40</u>	<b>**PLEASE DISREGARD - DOCKETED IN ERROR PER DKT. <u>41</u> **</b> MOTION for Copies, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(JRB) (Main Document 40 replaced on 9/7/2022) (KAA). Modified on 9/7/2022 (KAA). Modified on 9/26/2022 (KAA). (Entered: 09/06/2022)
09/23/2022	<u>41</u>	ORDER - Mr. Coleman has filed a motion for a subpoena for the production of documents and electronically stored information from the Indiana Department of Correction. This motion, dkt. <u>39</u> , is granted. The clerk is directed to send Mr. Coleman a blank subpoena form, endorsed but otherwise blank, with his copy of this Order. The clerk shall also remove the motion at dkt. <u>40</u> from the docket, as that motion pertains to a different case. Copy to plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 9/23/2022. (Attachments: # <u>1</u> Subpoena) (KAA) (Entered: 09/26/2022)
10/05/2022	<u>42</u>	Correspondence REQUESTING COPY of EXHIBITS re <u>1</u> Complaint. Copy provided via US Mail. (Attachments: # <u>1</u> Envelope) (JLS) (Entered: 10/05/2022)
10/11/2022	<u>43</u>	CERTIFICATE OF SERVICE of Subpoena by ROBERT D. COLEMAN (KAA) (Entered: 10/11/2022)
10/11/2022	<u>44</u>	MOTION for Extension of Time to 10/18/22 in which to <u>37</u> Order Setting Pretrial Schedule and Discussing Discovery in Prisoner Litigation , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order) (Tront, Julie) (Entered: 10/11/2022)
10/17/2022	<u>45</u>	ORDER granting <u>44</u> Motion to Extend the Initial Disclosures Deadline. Defendants shall have up to and including October 18, 2022, in which to send the Initial Disclosures in this cause. Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 10/17/2022. (TPS) (Entered: 10/17/2022)
10/18/2022	<u>46</u>	NOTICE of Service of Initial Disclosures , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Tront, Julie) (Entered: 10/18/2022)
10/31/2022	<u>47</u>	MOTION for Video Evidence, filed by Plaintiff ROBERT D. COLEMAN. (TPS) (Entered: 10/31/2022)
10/31/2022	<u>48</u>	MOTION for court to Grant Motion, filed by Plaintiff ROBERT D. COLEMAN. (TPS) (Entered: 10/31/2022)
11/04/2022	<u>49</u>	MOTION for Video Footage, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(JRB) (Entered: 11/04/2022)
11/29/2022	<u>50</u>	ORDER - The plaintiff's motions for video evidence, dkt. <u>47</u> and dkt. <u>49</u> , are denied as unnecessary. The plaintiff may send his discovery requests directly to defense counsel. If defense counsel has not previously produced the requested evidence, the

		defendants shall have through December 20, 2022, in which to respond to the plaintiff's requests. The plaintiff's motion for court to grant motion seeks a subpoena to request video evidence from a non-defendant. That motion, dkt. <u>48</u> , is granted to the extent the clerk is directed to send Mr. Coleman a subpoena form, endorsed but otherwise blank, with his copy of this Order. Copies to plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 11/29/2022. (Attachments: # <u>1</u> Blank Subpoena) (KAA) (Entered: 11/29/2022)
12/08/2022	<u>51</u>	Submission of Subpoena, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Cover Letter)(TPS) (Entered: 12/08/2022)
01/06/2023	<u>52</u>	MOTION to Compel, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Exhibit)(JDC) (Entered: 01/06/2023)
01/09/2023	<u>53</u>	NOTICE re <u>51</u> Submission, filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN, re <u>51</u> Submission. (Tront, Julie) Modified on 1/10/2023 (TPS). (Entered: 01/09/2023)
01/11/2023	<u>54</u>	MOTION for Extension of Time to 2/10/2023 , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order)(Tront, Julie) (Entered: 01/11/2023)
01/13/2023	<u>55</u>	ORDER granting <u>54</u> Motion for Extension of Time to Respond to the Plaintiff's Request for Admissions. The defendants' deadline to respond to the plaintiff's request for admissions is February 10, 2023. Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 1/13/2023. (TPS) (Entered: 01/13/2023)
01/18/2023	<u>56</u>	MOTION to Correct Subpoena, filed by Plaintiff ROBERT D. COLEMAN. (JDC) (Entered: 01/19/2023)
02/10/2023	<u>57</u>	MOTION for Extension of Time to 3/15/2023 <i>for discovery close</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order) (Tront, Julie) (Entered: 02/10/2023)
02/10/2023	<u>58</u>	MOTION for Extension of Time to 2/24/2023 , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order)(Tront, Julie) (Entered: 02/10/2023)
02/15/2023	<u>59</u>	ORDER ON MOTION FOR EXTENSION OF DISCOVERY CLOSE - granting <u>57</u> Motion for Extension of Time. The Defendants shall have up to and including March 15, 2023, for the Discovery Close deadline in this cause. Copy to plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 2/15/2023. (KAA) (Entered: 02/15/2023)
02/21/2023	<u>60</u>	ORDER granting <u>58</u> Motion for Extension to Respond to Plaintiff's Request for Admissions. The Defendants shall have up to and including February 24, 2023, in which to file any response to Plaintiff's Request for Admissions in this cause. Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 2/21/2023. (TPS) (Entered: 02/21/2023)
02/21/2023	<u>61</u>	***PLEASE DISREGARD. FILED IN ERROR.*** ORDER SETTING PRETRIAL SCHEDULE AND DISCUSSING DISCOVERY IN PRISONER LITIGATION: This Order sets the schedule for how this action shall proceed. Part I sets forth the pretrial deadlines. Part II discusses various aspects of discovery. Facilitating the discovery process can be difficult, and this Order is issued in an effort to help explain and streamline the process for the parties. The parties should carefully read this Order. *SEE ORDER FOR ADDITIONAL INFORMATION*. Dispositive Motions due by 9/18/2023. Discovery due by 8/17/2023. Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 2/21/2023.(TPS) (Entered: 02/21/2023)

02/21/2023	<u>62</u>	MOTION for Default Judgment, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Exhibit)(JDC) (Entered: 02/22/2023)
02/24/2023	<u>63</u>	MOTION for Extension of Time to 3/10/23 <i>to Complete Request for Admissions</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order)(Tront, Julie) (Entered: 02/24/2023)
03/02/2023	<u>64</u>	MOTION to Appoint Counsel, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(JDC) (Entered: 03/03/2023)
03/07/2023	<u>65</u>	RESPONSE in Opposition re <u>62</u> MOTION for Default Judgment as to <i>DEFENDANTS REPLY TO ECF 62</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Tront, Julie) (Entered: 03/07/2023)
03/10/2023	66	RECEIPT #4231 for filing fee in the amount of \$0.11, paid by ROBERT D. COLEMAN. (DRB) (Entered: 03/10/2023)
03/10/2023	67	RECEIPT #4233 for filing fee in the amount of \$11.35, paid by ROBERT D. COLEMAN. (DRB) (Entered: 03/10/2023)
03/13/2023	<u>68</u>	MOTION for Extension of Time to April 12. 2023 <i>to file a dispositive motion</i> , filed by Defendants S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order) (Tront, Julie) (Entered: 03/13/2023)
03/15/2023	<u>69</u>	MOTION <i>FOR LEAVE TO DEPOSE OFFENDER</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order)(Tront, Julie) (Entered: 03/15/2023)
03/17/2023	<u>70</u>	MOTION to Appoint Counsel, filed by Plaintiff ROBERT D. COLEMAN. (LF) (Entered: 03/17/2023)
03/23/2023	<u>71</u>	REPLY re <u>62</u> MOTION for Default Judgment as to, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(JDC) (Entered: 03/24/2023)
03/30/2023	<u>72</u>	MOTION for Additional Video Evidence, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Exhibit)(JDC) (Entered: 03/31/2023)
04/06/2023	<u>73</u>	ORDER granting <u>63</u> Motion for Extension of Time to Complete Request for Admissions. Any responses to the plaintiff's request for admissions served by April 14, 2023, will be deemed timely. Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 4/6/2023. (TPS) (Entered: 04/06/2023)
04/06/2023	<u>74</u>	ORDER EXTENDING CASE MANAGEMENT DEADLINES - Dispositive Motions due by 6/16/2023., Discovery due by 5/19/2023. The defendants' motion for an extension of time to file dispositive motions, dkt. <u>68</u> , is granted to the extent that the Court issues this Order. Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 4/6/2023.(TPS) (Entered: 04/06/2023)
04/06/2023	<u>75</u>	ORDER granting <u>69</u> Motion for Leave to Depose Offender. Defendant is granted leave to depose Plaintiff, Robert Coleman an inmate held in the custody of the Indiana Department of Correction at the Westville Correctional Facility, no later than the close of discovery. Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 4/6/2023. (TPS) (Entered: 04/06/2023)
04/06/2023	<u>76</u>	ORDER ON PLAINTIFF'S MOTIONS TO COMPEL VIDEO EVIDENCE - Mr. Coleman has filed several motions to compel following unsuccessful efforts to obtain surveillance video, audio, and photographs related to this lawsuit: (SEE ORDER, See dkt. <u>52</u> , <u>56</u> , <u>62</u> , <u>72</u> ). At this time, the Court does not have enough information to resolve these pending motions. The defendants are directed to file a notice with the

		Court stating what surveillance videos, audio, and photographs have been provided to Mr. Coleman. The notice shall be filed by April 14, 2023. (SEE ORDER.) Copy sent to plaintiff via US mail. Signed by Magistrate Judge Mario Garcia on 4/6/2023.(TPS) (Entered: 04/06/2023)
04/11/2023	<u>77</u>	NOTICE of Appearance by John Oosterhoff on behalf of Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Oosterhoff, John) (Entered: 04/11/2023)
04/11/2023	<u>78</u>	NOTICE <i>REGARDING DISCOVERY</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN (Tront, Julie) (Entered: 04/11/2023)
04/12/2023	79	RECEIPT #4732 for partial filing fee in the amount of \$9.90, paid by ROBERT D. COLEMAN. (DJH) (Entered: 04/12/2023)
04/13/2023	<u>80</u>	NOTICE to Take Deposition of Robert D. Coleman, filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN.(Tront, Julie) (Entered: 04/13/2023)
04/14/2023	<u>81</u>	Correspondence REQUESTING COPY of Case Document(s), filed by Plaintiff. Copy/Copies provided via US Mail. (Attachments: # <u>1</u> Envelope) (JDC) (Entered: 04/17/2023)
04/26/2023	<u>82</u>	ORDER - Mr. Coleman's motions to compel additional surveillance video, audio, or photographs relevant to this lawsuit, or to sanction the defendants for failing to turn over these materials, <u>52</u> , <u>56</u> , <u>62</u> , and <u>72</u> , are Denied. See Order. Copy to plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 4/26/2023. (KAA) (Entered: 04/27/2023)
04/27/2023	<u>83</u>	ORDER DENYING MOTION FOR ASSISTANCE RECRUITING COUNSEL - Mr. Coleman's motions for assistance recruiting counsel, dks. [64, 70], are denied without prejudice because they do not provide sufficient information to make a determination on the merits or acknowledge the conditions of the appointment of counsel. The clerk is directed to send Mr. Coleman a motion for assistance recruiting counsel form, which he must use if he chooses to renew his motion. Copy to plaintiff via US Mail. Signed by Judge James R. Sweeney II on 4/27/2023. (Attachments: # <u>1</u> Motion for Counsel Form) (KAA) (Entered: 04/27/2023)
05/03/2023	84	RECEIPT #5020 for partial filing fee in the amount of \$0.10, paid by ROBERT D. COLEMAN. (DJH) (Entered: 05/03/2023)
05/08/2023	<u>85</u>	MOTION requesting that important evidence be provided as needed, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Exhibits)(AKH) (Entered: 05/08/2023)
05/22/2023	<u>86</u>	NOTICE <i>OF SUPPLEMENTAL DISCLOSURES</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN (Tront, Julie) (Entered: 05/22/2023)
06/02/2023	<u>87</u>	ORDER TO RESPOND TO MOTION TO COMPEL - On May 8, 2023, plaintiff Robert Coleman filed a motion to compel the production of "audio, video, and pictures conducted during an interview with investigators" at Wabash Valley Correctional Facility. (Docket Entry 85). He attached a copy of a Report of Investigation noting that Mr. Coleman "had swelling to his left eye and temple area. At the conclusion of the interview, I took several photos of his injured areas." (Docket Entry 85-1 at 4). The defendants have not responded to this motion. The Court ORDERS the defendants to respond to the motion by JUNE 9, 2023. Copy to Plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 6/2/2023.(SWM) (Entered: 06/02/2023)
06/05/2023	<u>88</u>	MOTION to Depose Defendants, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(TPS) (Entered: 06/06/2023)

06/09/2023	<u>89</u>	RESPONSE to Motion re <u>85</u> MOTION <i>State Defendants' Response to Plaintiff's Motion to Compel</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Tront, Julie) (Entered: 06/09/2023)
06/16/2023	<u>90</u>	MOTION for Extension of Time to July 16, 2023 in which to <u>74</u> Order on Motion for Extension of Time to File <i>Scheduling to File Dispositive Motion</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion for Extension of Time)(Tront, Julie) (Entered: 06/16/2023)
06/19/2023	<u>91</u>	NOTICE Regarding Interview, Photos and Video Pertaining to Attached Subpoena, filed by Plaintiff ROBERT D. COLEMAN (Attachments: # <u>1</u> Exhibit) (KAA) (Entered: 06/20/2023)
06/19/2023	<u>92</u>	MOTION for Court to Issue Subpoena, filed by Plaintiff ROBERT D. COLEMAN. (KAA) (Entered: 06/20/2023)
06/22/2023	<u>93</u>	REPLY in Support of Motion re <u>85</u> MOTION to Compel, filed by Plaintiff ROBERT D. COLEMAN. (LBT) (Entered: 06/22/2023)
06/22/2023	<u>94</u>	ORDER - The Court finds that the defendants have complied with the plaintiff's request for discovery, and the motion to compel at Docket Entry <u>85</u> is denied as moot. SEE ORDER. Copy sent to Plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 6/22/2023. (JRB) (Entered: 06/23/2023)
06/22/2023	<u>95</u>	ORDER denying <u>88</u> Motion to Depose Defendants. SEE ORDER. Copy sent to Plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 6/22/2023. (JRB) (Entered: 06/23/2023)
06/22/2023	<u>96</u>	ORDER granting <u>90</u> Motion for Extension of Time to File Dispositive Motions by 7/16/2023. SEE ORDER. Copy sent to Plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 6/22/2023.(JRB) (Entered: 06/23/2023)
06/26/2023	<u>97</u>	Motion for Leave to take Depositions at Westville Correctional Facility, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(LF) (Entered: 06/27/2023)
06/26/2023	<u>98</u>	Motion for Leave to take Depositions at Wabash Valley Correctional Facility, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Envelope)(LF) (Entered: 06/27/2023)
07/11/2023	 <u>99</u>	MOTION for Default Judgment, filed by Plaintiff ROBERT D. COLEMAN. (Attachments: # <u>1</u> Exhibits)(LBT) (Entered: 07/11/2023)
07/13/2023	 <u>100</u>	MOTION to Add Supplemental Document to Default Judgment, filed by Plaintiff ROBERT D. COLEMAN. (TPS) (Entered: 07/14/2023)
07/14/2023	<u>101</u>	MOTION for Extension of Time to July 19, 2023 in which to <u>96</u> Order on Motion for Extension of Time to File <i>Scheduling to File Dispositive Motion</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion for Extension of Time)(Tront, Julie) (Entered: 07/14/2023)
07/14/2023	<u>102</u>	ORDER - Robert D. Coleman, a prisoner at Westville Correctional Facility, has three pending motions seeking leave to depose witnesses. All three motions were filed after the close of discovery on May 19, 2023. Mr. Coleman has not shown good cause to reopen discovery or extend case management deadlines. Accordingly, the motions at Docket Entries <u>92</u> , <u>97</u> , and <u>98</u> are DENIED. Copy to Plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 07/14/2023. (AAS) (Entered: 07/14/2023)

07/18/2023	<u>103</u>	ORDER granting <u>101</u> Motion for Extension of Time to File Dispositive Motions by 7/19/2023. SEE ORDER. copy sent to Plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 7/18/2023.(JRB) (Entered: 07/19/2023)
07/19/2023	<u>104</u>	NOTICE <i>to the Court</i> , filed by Defendants LAFARE, S. TIERNEY, C. WAINMAN, re <u>103</u> Order on Motion for Extension of Time to FileScheduling. (Tront, Julie) (Entered: 07/19/2023)
07/19/2023	<u>105</u>	Correspondence REQUESTING COPY of Case Docket Sheet, filed by Plaintiff Robert Coleman. Copy/Copies provided <b>via US Mail</b> . (Attachments: # <u>1</u> Envelope, # <u>2</u> copy of public docket sheet) (DWH) (Entered: 07/20/2023)

**Case #: 2:21-cv-00376-JRS-MG**